

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

JUN 26 1985

Date of filing in State Engineer's Office. \_\_\_\_\_

Returned to applicant for correction. \_\_\_\_\_

Corrected application filed. \_\_\_\_\_ Map filed. JUN 26 1985

The applicant Atlas Precious Metals, Inc.

255 Glendale Ave. of Sparks  
Street and No. or P.O. Box No. City or Town

Nevada 89431 hereby make S. application for permission to change the  
State and Zip Code No.

Point of Diversion and Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit #48443  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

1. The source of water is Underground  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.0 cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining, milling, and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for mining, milling, and domestic.  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE 1/4 SE 1/4, Section 28, T22N, R49E, M.D.B. & M.  
Describe as being within a 40-acre subdivision of public survey and by course and  
at a point from which the NE corner of Section 27, T22N, R49E, M.D.B. & M. bears  
distance to a section corner. If on unsurveyed land, it should be stated.

North 59°59'54" East a distance of 6396.67 feet.

6. The existing permitted point of diversion is located within SE 1/4 SE 1/4, Section 22, T22N, R49E,  
If point of diversion is not changed, do not answer.  
M.D.B. & M. at a point from which the SE corner of said Section 22 bears South  
65°33'00" East a distance of 686.75 feet.

7. Proposed place of use Sections 22, 23, 26, 27, NE 1/4 SE 1/4 of Section 28, and Section 34,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
T22N, R49E, M.D.B. & M.

8. Existing place of use Sections 22, 23, 26, 27, and 34, T22N, R49E, M.D.B. & M.  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Drilled and cased well, submersible pump  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
and motor, storage reservoir and distribution system  
pipes and flumes, or drilled well, etc.

12. Estimated cost of works. \$25,000.00

13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use..... 6 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used in a 1500 tons per day heap leaching operation. Water from this well will be comingled with water from Permits #48442 and 48444. Total combined annual consumptive use from the three wells will not exceed 1.0 cfs (448.83 gpm expanded year-round as 723.79 acre-feet per year). Use of water will be 24 hours per day, 365 days per year

By S/ Ross E. de Lipkau

P.O. Box 2790

Reno, NV 89505

Compared.....tw./if.....js/bc.....

Protested.....

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 48443 is issued subject to the terms and conditions imposed in said Permit 48443 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 48442, 48444 and 49162 shall not exceed 88.84 million gallons annually.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.0 ..... cubic feet per second, but not to exceed 88.84 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... June 27, 1987

Proof of completion of work shall be filed before..... July 27, 1987

Application of water to beneficial use shall be made on or before..... June 27, 1989

Proof of the application of water to beneficial use shall be filed on or before..... July 27, 1989

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... DEC 15 1986 ..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS....., State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed.....

my office, this..... 7th..... day of..... October.....

Cultural map filed.....

A.D. 19..... 85.....

Certificate No..... Issued.....



2407 (Rev. 6-81)

State Engineer

Assigned By 60283 1.0

## PERMIT TERMS CONTINUED

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.